



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

This meeting will be televised live on CCM Channels Comcast 6, RCN 6, and Verizon 30; repeated on 3/13/09 at 7 pm

Monday, March 9, 2009

- (1) 12:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (Foster)

Tuesday, March 10, 2009

9:30 **INVOCATION** - Reverend E. Scott Winnette, Bradley Hills Presbyterian Church, Bethesda

9:35 **PRESENTATION** - Proclamation in recognition of Sherwood High School Football Team for winning State championship and Sherwood senior Solomon Haile, winner of the Foot Locker national cross-country race, by Councilmember Andrews

9:40 **GENERAL BUSINESS** (Lauer)

A. **Announcement** - Agenda and Calendar Changes

B. **Acknowledgement** - Receipt of Petitions

(2) C. **Action** - Approval of Minutes: February 9 and 23, 2009

(3) 9:45 **CONSENT CALENDAR**

A. **Action** - Special appropriation to MNCPPC's FY09 Capital Budget and amendment to the FY09-14 Capital Improvements Program - Woodstock Equestrian Center Phase II (Source: Contributions, State Bonds and State Aid) (Michaelson)

B. **Action** - Confirmation of County Executive appointment to the Advisory Board for the Montgomery Cares Program: Sybil Greenhut (Ferber)

C. **Action** - Confirmation of County Executive appointments to the Agricultural Advisory Committee: Tom Linthicum, Tim McGrath, J. Kelly Lewis, Gene Walker, Patrick W. Brown, Gregory P. Stone, Lois O. Stoner (Ferber)

(3) 9:45 **CONSENT CALENDAR** *(continued)*

- D. **Action** - Confirmation of County Executive appointments to the Citizens Review Panel for Children: John H. Snoddy, Patrice Pascual (Ferber)
- E. **Action** - Confirmation of County Executive appointments to the Commission on Common Ownership Communities: Steven H. Greenspan, Vicki Satern Vergagni, Staci M. Gelfound, Paul A. Nettleford, Arthur N. Dubin, Maria Teresa Garcia (Ferber)
- F. **Action** - Confirmation of County Executive appointments to the Commission on People with Disabilities: Lauren B. Feuerstein, Richard L. Jackson (Ferber)
- G. **Action** - Confirmation of County Executive appointment to the County-wide Recreation Advisory Board: John D. Williams (Ferber)
- H. **Action** - Confirmation of County Executive appointments to the Western Montgomery County Citizens Advisory Board: Deborah S. Nixon, Sally W. Kaplan (Ferber)

9:50 **LEGISLATIVE SESSION Day # 10**

- (4) A. Introduction of Bills
- **Expedited Bill 8-09**, Parks Department - Golf Courses - Lease with Revenue Authority - Amendment, sponsored by Council President at the request of the Planning Board (Foster)
- Public Hearing is scheduled for 3/17/09 at 1:30 pm.*

9:55 **DISTRICT COUNCIL SESSION**

- (5) A. **Action** - Intercounty Connector (ICC) Limited Functional Master Plan - Bikeways and Interchanges (Orlin)
- (6) 10:00 B. **Oral Argument** and Consideration of Hearing Examiner's Report and Recommendation: (Faden)
- Application No: Development Plan Amendment (DPA) 08-2**
- Applicant:** Stabler 1848, LLC (a/k/a/ "Goddard School" and "Thomas Building")
(Patricia A. Harris, Attorney)
- Property:** .84 acres located at 900 Olney Sandy Spring Road (MD 108), Sandy Spring, MD
- Action:** Addition of 1 new building for school and offices
- Recommendations:** Planning Staff: Approve
Planning Board: Approve
Hearing Examiner: Approve

11:30 **RECESS**

- (7) 1:30 **PUBLIC HEARING** - Amendments to Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)
T&E Committee worksession tentatively scheduled for 3/30/09.
- (8) 1:30 **PUBLIC HEARING** - on the following Corrective Map Amendments: (Michaelson)
• **G-871**, Rosemont Section of the Gaithersburg Vicinity Master Plan
• **G-872**, Sieling Property at 14668 Southlawn Lane in Rockville
• **G-869**, Rural Village Center Overlay Zone at Darnestown Road and Seneca Road in Darnestown
PHED Committee worksession tentatively scheduled for 3/16/09.
- 2:00 **WORKSESSION - Amendments to FY09-14 Capital Improvements Program:**
- (9) • General Government PHED (Sherer)
(10) • Housing Opportunities Commission (McMillan)
(11) • Recreation (Yao)
- (12) • DHHS: Wellness centers and ED/HHS (Yao)
Linkages to Learning/School-based health centers
- (13) • Libraries HHS (McGuire)
- 3:30 **ADJOURN**
- (14) 7:30 **PUBLIC HEARING** - Amendment to the Master Plan for Historic Preservation: Falkland Apartments (3rd floor Council Hearing Room) (Foster/Zyontz)
PHED Committee worksession tentatively scheduled for 3/23/09.

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on March 17, 2009:

Board of Investment Trustees: Mary Ellen Menke

Board of Social Services: Jie Woo (Will) Kim, Armando DelToro

Charter Review Commission: Michael Moshe Starkman

Committee on Hate/Violence: Kevin A. Kistler, Jr., Ahmed R. Ali, Jessica Marks, Amina Makhdoom, Bonnie H. Malkin, Nkoli C. Akaigwe, David A. Vignolo, Anne M. Brent

Commission on Health: Linda McMillan

Community Action Board: Julieta Machado-Pacanins

Department of Permitting Services Advisory Committee: John P. Thomas, JD Grewell, Daniel McHugh

Down County Recreation Advisory Board: Tchad J. Moore, Joy Shindler Rafey, Patricia N. Goldberg, John D. Pechilis

Historic Preservation Commission: William Kirwan, Sandra I. Heiler, Jorge Rodriguez

Mid-County Recreation Advisory Board: Paul Harrison

Noise Control Advisory Board: Janice Ruggles

Silver Spring Citizens Advisory Board: Megan Moriarty, Constance A. Wynn, Mary Pat Spon, Darian W. Unger, Casey Anderson

Upcounty Recreation Advisory Board: John P. Cabrera, Valerie Oliver, Dipali Shah

Workforce Investment Board: Mark Federici

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Mar 16, 2009	8:30 am	Meeting with the County Executive - OB Transmittal
Mar 16, 2009	12:30 pm	State Legislation
Mar 17, 2009	9:30 am	Regular Session
Mar 18, 2009	7:30 pm	Town Hall Meeting
Mar 19, 2009	6:30 pm	Annual Meeting with Maryland Municipal League
Mar 23, 2009	12:30 pm	State Legislation
Mar 24, 2009	9:30 am	Regular Session
Mar 24, 2009	12:30 pm	Council Brown-Bag Lunch
Mar 30, 2009	12:30 pm	State Legislation
Mar 31, 2009	8:30 am	Coffee with the County Executive
Mar 31, 2009	9:30 am	Regular Session
Apr 6 -10, 2009		RECESS
Apr 14, 2009	9:30 am	Regular Session
Apr 14, 2009	12:30 pm	Council Brown-Bag Lunch
Apr 21, 2009	9:30 am	Regular Session
Apr 28, 2009	9:30 am	Regular Session
Apr 28, 2009	12:30 pm	Council Brown-Bag Lunch

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

Mar 17, 2009

1:30 pm SRA 09-01, Adequate Public Facilities - Validity Period
1:30 pm Special appropriation to the MNCPPC's FY09 Capital Budget and amendment to the FY09-14 CIP - \$250,000 for Shady Grove Maintenance Facility
1:30 pm Supplemental appropriation to the MCPS' FY09 Operating Budget - \$699,501 for Retrofit School Buses with Emission Reduction Devices
1:30 pm **Expedited Bill 8-09**, Parks Department - Golf Courses - Lease with Revenue Authority-Amendment

Mar 24, 2009

1:30 pm **Expedited Bill 6-09**, Home Energy Loan Program - Establishment
1:30 pm **Bill 7-09**, Schools and Camps - Workforce Investment Scholarship

Mar 31, 2009

1:30 pm Special appropriation to the MCPS' FY09 Capital Budget - \$3,125,000 for Relocatable Classrooms
7:30 pm Historic Preservation Amendment 09-1, Historic Resource Preservation - Amendments

Apr 13, 2009

7:00 pm FY10 Operating Budget

Apr 14, 2009

7:00 pm FY10 Operating Budget

Apr 15, 2009

1:30 pm FY10 Operating Budget
7:00 pm FY10 Operating Budget

Apr 16, 2009

7:00 pm FY10 Operating Budget



If you need services to participate in any Council activity, please contact us as far in advance as possible: 240-777-7900 (TTY 240-777-7914) Email: County.Council@montgomerycountymd.gov. This document is available in alternative formats upon request.

COUNCIL SEEKS APPLICANTS FOR
COUNTY PLANNING BOARD POSITION
DEADLINE: WEDNESDAY, APRIL 22, 2009 5:00 P.M.

The Montgomery County Council is seeking applicants to fill one vacancy on the Montgomery County Planning Board. The term of John Robinson (Democrat) will expire on June 14. Mr. Robinson has served two terms and is not eligible for reappointment.

Applications must be received no later than 5 p.m., on Wednesday, April 22.

No more than three members of the Planning Board may be from the same political party, and all members must be residents and registered voters of Montgomery County when appointed. Members serve four-year terms and are limited to two full terms. The position can be filled by a Democrat; a Republican; a voter who declines to affiliate with a party; or by a member of another party officially recognized by the Montgomery County Board of Elections.

In addition to Mr. Robinson, the current board members are Chairman Royce Hanson, a Democrat; Joseph Alfandre, a Democrat; Jean B. Cryor, a Republican; and Amy Presley, a Republican. Annual compensation for board members currently is \$30,000.

The Planning Board serves as the Council's principal adviser on land use planning and community planning. Planning Board members also serve as commissioners of the Maryland-National Capital Park and Planning Commission.

The Planning Board's responsibilities with regard to planning include preparation and amendment of the County General Plan; preparation and amendment of Master Plans and functional plans; formulation of subdivision regulations; preparation of, or recommendations, on text amendments to the County Zoning Ordinance; implementation of the subdivision process by reviewing and approving all preliminary plans, site plans and other plans for development; advice on the planning implication of capital facilities and programs of the County government, Montgomery College, the Washington Suburban Sanitary Commission and Montgomery County Public Schools; commenting, under its Mandatory Referral authority, on plans for public facilities of local, state and federal agencies; and approval of the work program and the annual operating budget for the Planning Department and the commission's bi-county offices.

The Planning Board sits as the Park Commission and approves the annual Parks Department operating budget and Capital Improvements Program (CIP) budget; land acquisition contracts and major development contracts for parks; development plans for individual park facilities; policies for park operations; and park user fees.

The Montgomery County Planning Board meets all day every Thursday and often meets on one other evening a week. The entire Maryland-National Capital Park and Planning Commission meets the third Wednesday of every month. On average, a Planning Board member can expect to spend at least two full days a week in scheduled and informal meetings. Additionally, substantial time is required for preparatory work and other activities related to Planning Board responsibilities.

Letters expressing interest, including a resume listing professional and civic experience, should be addressed to: Council President Phil Andrews, County Council Office, Stella B. Werner Council Office Building, 100 Maryland Avenue, Rockville, Maryland 20850. Letters must be received no later than 5 p.m., Wednesday, April 22. It is the Council's policy not to consider applications received after the deadline. After the April 22 closing date, Councilmembers will review the letters of application and select applicants for interviews to be held in June.

Letters of application are made public as part of the appointment process. The names of all applicants are published and available for public review and interviews are conducted in public. A resume of professional and civic experience should be included with letters of application. A financial statement of assets, debts, income and family property interests will be required of all applicants. Only the candidates appointed will be required to make their financial statements available to the public.

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ADDENDUM

Tuesday, March 10, 2009

9:40 **GENERAL BUSINESS**

(Lauer)

Added: (2) C. **Action** - Approval of Minutes: February 9, 23, and 24, 2009

2:00 **WORKSESSION - Amendments to FY09-14 Capital Improvements Program:**

Time

Change:(13)

• Libraries	HHS	(McGuire)
(9) • General Government	PHED	(Sherer)
(10) • Housing Opportunities Commission		(McMillan)
(11) • Recreation		(Yao)
(12) • DHHS: Wellness centers and Linkages to Learning/School-based health centers	ED/HHS	(Yao)